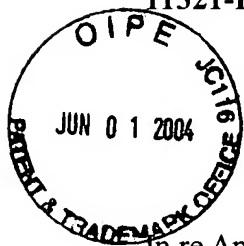


1FW 1754

PATENT

11321-P012USD1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Smalley et al.  
Serial No.: 10/032,933  
Filed: December 28, 2001  
Confirmation No.: 9922  
Art Unit: 1754  
Examiner: Stuart L. Hendrickson  
Title: METHOD FOR PURIFICATION OF  
AS-PRODUCED SINGLE-WALL CARBON  
NANOTUBES

**CERTIFICATE OF MAILING  
UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, May 26, 2004.

GRACIE SOLIS

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**  
**UNDER 37 C.F.R. § 1.121**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment under 37 C.F.R. § 1.121 having a mailing date of 26 April 2004, with an one-month shortened statutory period for response set to expire on 26 May 2004, please amend the above-identified Application as follows:

**Amendments to the Claims** begin on page 2 of this paper.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Richard E. Smalley et al.  
Serial No.: 10/032,933  
Filed: December 28, 2001  
Confirmation No.: 9922  
Art Unit: 1754  
Examiner: Stuart L. Hendrickson  
Title: METHOD FOR PURIFICATION OF  
AS-PRODUCED SINGLE-WALL CARBON  
NANOTUBES

**CERTIFICATE OF MAILING  
UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, May 26, 2004.

GRACIE SOLIS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**TRANSMITTAL FOR RESPONSE TO  
NOTICE OF NON-COMPLIANT AMENDMENT UNDER 37 C.F.R. § 1.121**

Dear Sir:

In connection with the above-identified patent application, Applicant transmits herewith Response to Notice of Non-Compliant Amendment Under 37 C.F.R. § 1.121 and Acknowledgment Postcard.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

The fee for claims (37 C.F.R. §1.16(b)-(d)) has been calculated as shown below:

CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims:	21	-	21	1	x \$18 =	\$ - 0.00 -
Independent Claims:	4	-	4	1	x \$86 =	\$ - 0.00 -
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT = \$ - 0.00 -						

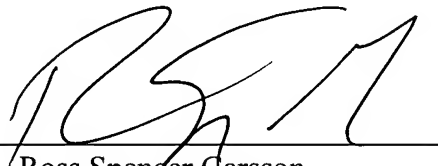
- ☐ A check in the amount of \$ 00.00 is enclosed to cover the costs for the additional claim (37 C.F.R. § 1.16(c)).
- ☐ Please charge Deposit Account No. 23-2426 (11321-P012USD1) in the amount of \$0. A **duplicate copy of this transmittal letter is enclosed.**
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication, or credit any overpayment, to Deposit Account No. 23-2426 (11321-P012USD1). A **duplicate copy of this transmittal letter is enclosed.**
- ☒ Any additional filing fees required under 37 C.F.R. § 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorney for Applicant

By:

  
 Ross Spencer Garsson  
 Reg. No. 38,150

P.O. Box 50784  
 Dallas, Texas 75201  
 (512) 370-2870